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9 LAW OFFICES OF BRIAN C. LEIGHTON

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12 Counsel for Plaintiffs DELANO FARMS COMPANY, THE SUSAN NEILL COMPANY, and  
13 LUCAS BROS. PARTNERSHIP

14 UNITED STATES DISTRICT COURT  
15 EASTERN DISTRICT OF CALIFORNIA

16 DELANO FARMS COMPANY, )

a Washington corporation, )

17 THE SUSAN NEILL COMPANY, )

a California corporation, )

18 LUCAS BROS. PARTNERSHIP, )

a California Partnership, )

19 )

Plaintiffs, )

20 )

v. )

21 )

THE CALIFORNIA TABLE )

22 GRAPE COMMISSION, )

)

23 Defendant. )

)

24 )

Case No. CV-F-96-6053 OWW DLB

STIPULATED REVISED SCHEDULE  
AND PROPOSED ORDER

25 WHEREAS on June 22, 2005, the parties to this action submitted a joint scheduling  
26 proposal;

WHEREAS counsel for Plaintiffs sought an extension of the August 22, 2005 deadline for supplementation of discovery responses in light of his participation in a trial in another case and counsel for Defendant agreed to a two week extension of that deadline; and

WHEREAS the parties have agreed to the following revised schedule;

IT IS HEREBY STIPULATED by the parties to this action, through their respective attorneys of record, that the following revised schedule be adopted by the Court:

Event	Original Date	Revised Date
Supplementation of Written Discovery Responses in Light of Intervening Events or Decisions	August 22, 2005	September 6, 2005
Disclosure of Expert Witnesses	September 9, 2005	September 23, 2005
Supplemental Expert Disclosures	September 23, 2005	October 7, 2005
Close of All Discovery	October 14, 2005	October 28, 2005
Parties To Exchange Proposed Statements of Undisputed Fact and To Confer re the Proposed Statements	October 28, 2005	November 23, 2005
Proposed Statements of Undisputed Fact Filed with the Court	November 11, 2005	December 6, 2005
Motions for Summary Judgment Filed	December 19, 2005	January 13, 2006
Oppositions to Motions for Summary Judgment	January 23, 2006	February 10, 2006
Replies to Motions for Summary Judgment	February 6, 2006	February 24, 2006

IT IS FURTHER STIPULATED that the parties address the following issues, if necessary, only after the Court has ruled on any summary judgment motion or motions filed by the parties: (1) the schedule for addressing the affirmative defenses raised by the Commission in its Amended Answers to the Second Amended Complaints; and (2) the schedule for pre-trial motions and a trial, including issues such as whether the trial should be bifurcated in any way.

1  
2 Dated: August 26, 2005

WILMER CUTLER PICKERING  
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5 BAKER, MANOCK & JENSEN  
6 Robert D. Wilkinson  
7 Joshua S. Daniels

8 By /S/ Brian M. Boynton  
9 Brian M. Boynton

10 Counsel for Defendant THE CALIFORNIA TABLE  
11 GRAPE COMMISSION

12 Dated: August 26, 2005

LAW OFFICES OF BRIAN C. LEIGHTON

13 /S/ Brian C. Leighton (as authorized 8-26-05)  
14 By Brian C. Leighton

15 Counsel for Plaintiffs DELANO FARMS COMPANY,  
16 THE SUSAN NEILL COMPANY, and LUCAS  
17 BROS. PARTNERSHIP

18 **ORDER**

19 IT IS SO ORDERED.

20 /s/ OLIVER W. WANGER

21 Dated: \_\_August 31, 2005

22 Oliver W. Wanger  
23 United States District Judge  
24  
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26  
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